

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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JANE DOE, on behalf of herself and her minor child; JANE  
BOE, Sr. on behalf of herself and her minor child; JOHN COE,  
Sr. and JANE COE, Sr. on behalf of themselves and their minor  
children; JOHN FOE, Sr. on behalf of himself and his minor  
child; JANE GOE, Sr. on behalf of herself and her minor child;  
JANE LOE on behalf of herself and her medically fragile child;  
JANE JOE on behalf of herself and her medically fragile child;  
CHILDRENS HEALTH DEFENSE, and all others similarly  
situated,

Civil Action No.:  
1:20-CV-00840 (BKS) (CFH)

Plaintiffs,

- against -

HOWARD ZUCKER, in his official capacity as Commissioner  
of Health for the State of New York; ELIZABETH RAUSCH-  
PHUNG, M.D., in her official capacity as Director of the Bureau  
of Immunizations at the New York State Department of Health;  
the NEW YORK STATE DEPARTMENT OF HEALTH;  
THREE VILLAGE CENTRAL SCHOOL DISTRICT;  
CHERYL PEDISICH, acting in her official capacity as  
Superintendent, Three Village Central School District;  
CORRINE KEANE, acting in her official capacity as Principal,  
Paul J. Gelinas Jr. High School, Three Village Central School  
District; LANSING CENTRAL SCHOOL DISTRICT, CHRIS  
PETTOGRASSO, acting in her official capacity as  
Superintendent, Lansing Central School District; CHRISTINE  
REBERA, acting in her official capacity as Principal, Lansing  
Middle School, Lansing Central School District; LORRI  
WHITEMAN, acting in her official capacity as Principal,  
Lansing Elementary School, Lansing Central School District;  
PENFIELD CENTRAL SCHOOL DISTRICT; DR. THOMAS  
PUTNAM, acting in his official capacity as Superintendent,  
Penfield Central School District; SOUTH HUNTINGTON  
SCHOOL DISTRICT; Br. David P. Bennardo, acting in his  
official capacity as Superintendent, South Huntington School  
District; BR. DAVID MIGLIORINO, acting in his official  
capacity as Principal, St. Anthony's High School, South  
Huntington School District; ITHACA CITY SCHOOL  
DISTRICT; DR. LUVELLE BROWN, acting in his official  
capacity as Superintendent, Ithaca City School District; SUSAN  
ESCHBACH, acting in her official capacity as Principal, Beverly  
J. Martin Elementary School, Ithaca City School District;  
SHENENDEHOWA CENTRAL SCHOOL DISTRICT; DR. L.  
OLIVER ROBINSON, acting in his official capacity as  
Superintendent, Shenendehowa Central School District; SEAN  
GNAT, acting in his official capacity as Principal, Koda Middle  
School, Shenendehowa Central School District; ANDREW

HILLS, acting in his official capacity as Principal, Arongen Elementary School, Shenendehowa Central School District; COXSACKIE-ATHENS SCHOOL DISTRICT; RANDALL SQUIER, Superintendent, acting in his official capacity as Superintendent, Cossackie-Athens School District; FREYA MERCER, acting in her official capacity as Principal, Cossackie-Athens High School, Cossackie-Athens School District; ALBANY CITY SCHOOL DISTRICT; KAWEEEDA G. ADAMS, acting in her official capacity as Superintendent, Albany City School District; MICHAEL PAOLINO, acting in his official capacity as Principal, William S. Hackett Middle School, Albany City School District; and all others similarly situated,

Defendants.

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**APPEARANCE OF COUNSEL**

**TO: THE CLERK OF THE COURT AND ALL PARTIES OF RECORD**

I am admitted or otherwise authorized to practice in this court, and I appear in this case as counsel for Defendant, *Br. David Migliorino*.

Dated: New York, New York  
October 2, 2020

BIEDERMANN HOENIG SEMPREVIVO  
a Professional Corporation

By:   
Meishin Riccardulli

60 East 42nd Street, 36<sup>th</sup> Floor  
New York, New York 10165  
Meishin.Riccardulli@lawbhs.com  
T: (646) 218-7560  
F: (646) 218-7510  
Attorneys for Defendant, *Br. David Migliorino*